## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of David W. JOHNSON, et al.

Confirmation No.:

1511

Serial No.:

10/698,424

Group Art Unit:

1638

Filed:

November 3, 2003

Examiner: Keith O Neal Robinson

For:

ALFALFA PLANTS HAVING IMPROVED STANDABILITY AND/OR FAST RECOVERY AFTER HARVEST AND METHODS FOR PRODUCING SAME

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES UNDER 37 C.F.R. §1.191

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner as set forth in the Final Office Action dated March 31, 2008.

Please charge \$255.00 for the Notice of Appeal and \$230.00 for the two-month [X]Extension of Time and Fees to Deposit Account No. 50-1283 for the total fee of \$485.00.

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 50-1283.

Dated: <u>AUG 28, 2008</u>

Respectfully submitted,

COOLEY GODWARD KRONISH LLP

COOLEY GODWARD KRONISH LLP ATTN: Patent Group 777 6<sup>th</sup> Street NW, Suite 1100 Washington, DC 20001

By:

Erich E. Veitenheimer, Ph.D.

Reg. No. 40,420

Tel: (202) 842-7800 Fax: (202) 842-7899